

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant:

Frank Muller-Rinke

Title:

SEPARATOR FOR LEAD STORAGE BATTERIES

Appl. No.:

09/941,339

Filing Date:

08/29/2001

Examiner:

Jonathan Crepeau

Art Unit:

1746

Conf. No.:

5922

Atty. Dkt. No.:

054821-0837

(formerly 1245-01)

CERTIFICATE OF EXPRESS MAILING I hereby certify that this correspondence is being deposited with the United States Postal Service's "Express Mail Post Office To Addressee" service under 37 C.F.R. § 1.10 on addressed date indicated below and is Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450. EV 431582871 US 05/18/04 (Date of Deposit) (Express Mail Label Number) Roberta A. Cooper (Printed Name)

INFORMATION DISCLOSURE STATEMENT UNDER 37 CFR §1.56

Mail Stop Amendment Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

Sir:

Submitted herewith on Form PTO/SB/08 is a listing of documents known to Applicants in order to comply with Applicants' duty of disclosure pursuant to 37 CFR §1.56. A copy of each listed document is being submitted to comply with the provisions of 37 CFR §1.97 and §1.98.

The submission of any document herewith, which is not a statutory bar, is not intended as an admission that such document constitutes prior art against the claims of the present application or that such document is considered material to patentability as defined in 37 CFR §1.56(b). Applicants do not waive any rights to take any action which would be appropriate to antedate or otherwise remove as a competent reference any document which is determined to be a *prima facie* art reference against the claims of the present application.

TIMING OF THE DISCLOSURE

The listed documents are being submitted in compliance with 37 CFR §1.97(c), before the mailing date of either a final action under 37 CFR §1.113, a notice of allowance under 37 CFR §1.311, or an action that otherwise closes prosecution in the application.

Applicants respectfully request that any listed document be considered by the Examiner and be made of record in the present application and that an initialed copy of Form PTO/SB/08 be returned in accordance with MPEP §609.

FEE

A fee in connection with submission of an information disclosure statement under 37 CFR §1.97(c) in the amount of \$180.00 in accordance with 37 CFR §1.17(p) is attached.

The Commissioner is hereby authorized to charge any additional fees which may be required regarding this application under 37 CFR §§ 1.16-1.17, or credit any overpayment, to Deposit Account No. 06-1447. Should no proper payment be enclosed herewith, as by a check being in the wrong amount, unsigned, post-dated, otherwise improper or informal or even entirely missing, the Commissioner is authorized to charge the unpaid amount to Deposit Account No. 06-1447.

Application Serial No.: 09/941,339

Please direct all correspondence to the undersigned attorney or agent at the address indicated below.

Respectfully submitted,

Date <u>5/18/04</u>

FOLEY & LARDNER LLP Customer Number: 26371 Telephone: (414) 297-5564

Facsimile:

(414) 297-4900

Marcus W. Sprow Attorney for Applicant Registration No. 48,580

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	Substitute for form 1	449B/	PTO		Complete if Known		
	INFORMATION DIS	SCLO	SURE	Application Number	09/941,339		
	STATEMENT BY A	PPLI	CANT	Filing Date	08/29/2001		
	Data Cubasittadi Mi	10	2004	First Named Inventor	Frank Muller-Rinke		
Date Submitted: May 18, 2004			2004	Group Art Unit	1746		
	(use as many sheets	as ne	cessary)	Examiner Name	Jonathan Crepeau		
Sheet	1	of	4	Attorney Docket Number	054821-0837	, ,	

				U.S. PATENT DOCUMEN	rs	
Examiner Initials*	Cite No.1	U.S. Patent [Nocument Kind Code ² (if known)	Name of Patentee or Applicant of Cited Document	Date of Publication of Cited Document MM-DD-YYYY	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear
	A1	6,537,696	B2	Whear et al.	03-25-2003	Figures Appear
	A2	6,485,867	B1	Navarrete et al.	11-26-2002	
	A3	6,410,183	B2	Weerts et al.	06-25-2002	
	A4	6,403,264	B1	Bünsch et al.	06-11-2002	
			B2	Fischer et al.	04-09-2002	
	A5	6,368,742	DZ		10-17-2000	
	A6	6,132,899		Young et al.		
	A7	6,124,059		Böhnstedt et al.	09-26-2000	
	A8	6,120,939		Whear et al.	09-19-2000	
	A9	6,001,503		Hercamp et al.	12-14-1999	
	A10	5,989,750		Ohba et al.	11-23-1999	
	A11	5,985,484		Young et al.	11-16-1999	
	A12	5,962,161		Zucker	10-05-1999	
	A13	5,928,811		Khavari	07-27-1999	
	A14	5,894,055		Young et al.	04-13-1999	
	A15	5,789,103		Young et al.	08-04-1998	
	A16	5,776,630		Bohnstedt	07-07-1998	
	A17	5,773,079		Böhnstedt et al.	06-30-1998	
	A18	5,716,734		Nakano	02-10-1998	
	A19	5,682,928		Keith	11-04-1997	
	A20	5,679,479		Young et al.	10-21-1997	
	A21	5,665,488		Young et al.	09-09-1997	
	A22	5,618,642		Samii et al.	04-08-1997	
	A23			Redden et al.	04-01-1997	
	A24	5,607,484		Redden et al.	03-04-1997	
	A25	5,605,549	·	Zucker	02-25-1997	
······································	A26	5,563,007		Young et al.	10-08-1996	
	A27	5,558,952	<u> </u>	Knauer	09-24-1996	
	A28	5,554,464		Stempin et al.	09-10-1996	
	A29	5,478,677		Choi et al.	12-26-1995	
				Nakano	11-28-1995	
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	A31	5,389,463		Chang et al.	02-14-1995	
	A32	5,389,433		Chang et al.		
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	A34	5,362,582		Chang et al.	11-08-1994	
	A35	5,362,581		Chang et al.	11-08-1994	
	A36	5,346,788		Chang et al.	09-13-1994	
	A37	5,336,573		Zuckerbrod et al.	09-09-1994	
	A38	5,276,960		Wheadon et al.	01-11-1994	
	A39	5,264,304		Kragness et al.	11-23-1993	
	A40	5,230,949		Howard et al.	07-27-1993	

Examiner	Date	
Signature	Considered	

^{*}EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

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¹ Unique citation designation number. ²See attached Kinds of U.S. Patent Documents. ³Enter Office that issued the document, by the two-letter code (WIPO Standard ST.3). ⁴For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent document. ⁵Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST. 16 if possible. ⁶Applicant is to place a check mark here if English language Translation is attached.

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Under the aperwork Reduct Substitute for form 1449B/PTO Complete if Known 09/941,339 INFORMATION DISCLOSURE **Application Number** STATEMENT BY APPLICANT 08/29/2001 Filing Date Frank Muller-Rinke **First Named Inventor** Date Submitted: May 18, 2004 Group Art Unit 1746 (use as many sheets as necessary) **Examiner Name** Jonathan Crepeau Sheet of Attorney Docket Number 054821-0837 2

			U.S.	PATENT DOCUMENT	S	
Examiner Initials*	Cite No. ¹	U.S. Patent D	ocument Kind Code ² (if known)	Name of Patentee or Applicant of Cited Document	Date of Publication of Cited Document MM-DD-YYYY	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear
<u> </u>	B1	5,230,843	(**************************************	Howard et al.	07-27-1993	rigures Appear
	B2	5,180,647		Rowland et al.	01-19-1993	
	B3	5,126,219		Howard et al.	06-30-1992	
	B4	5,093,197		Howard et al.	03-03-1992	
*	B5	5,035,967		Hasegawa et al.	07-30-1991	
	B6	4,927,722	-	Böhnstedt et al.	05-22-1990	
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	B8	4,843,710		Schoales	07-04-1989	
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	B15	4,648,417		Johnson et al.	03-10-1987	
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	B31	4,226,926		Goldberg et al.	10-07-1980	
	B32	4,213,815		Goldberg et al.	07-22-1980	· · · · · · · · · · · · · · · · · · ·
	B33	4,201,838		Goldberg	05-06-1980	
	B34	4,197,364		Vecchiotti	04-08-1980	· · · · · · · · · · · · · · · · · · ·
 · ···	B35	4,153,665		Vecchiotti et al.	05-08-1979	
	B36	4,125,424		Vecchiotti et al.	11-14-1978	
	B37	4,125,187		Vecchiotti	11-14-1978	
	B38	4,124,427		Vecchiotti	11-07-1978	
	B39	4,086,119		Vecchiotti	04-25-1978	
	B40	4,002,417		Vecchiotti et al.	01-11-1977	· · · · · · · · · · · · · · · · · · ·

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			U.S. P/	ATENT DOCUMENTS	3	
Examiner	Cite	U.S. Patent Document Number Kind Code ² (if		Name of Patentee or Applicant of Cited	Date of Publication of Cited Document	Pages, Columns, Lines, Where Relevant
Initials*	No. ¹	Number	known)	Document	MM-DD-YYYY	Passages or Relevant Figures Appear
	C1	3,931,067		Goldberg et al.	01-06-1976	
	C2	3,853,626		Daniels, Jr. et al.	12-10-1974	
	C3	2002/0110730	A1	Whear et al.	08-15-2002	
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	C7	2002/0013999	A1	Schwetz et al.	02-07-2002	
	C8	2002/0004166	A1	Weerts et al.	01-10-2002	
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	C13 '	2001/0005560	A1	Yoshida et al.	06-28-2001	
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	D1	EP	0 899 801	B1	Delphi Technologies, Inc.	03-03-1999		T
	D2	EP	0 484 295	B2	Societa' Industriale Accumulatori S.p.A.	05-06-1992	·	
	D3	JP	2-160365		Matsushita Electric Ind. Co. LTD	06-20-1990		
	D4	JP	61-2263			01-08-1986		
	D5	IE	791146		Colgate Palmolive Co.	03-20-1985		
	D6	EP	0 062 525	B1	Tekmax Inc.	10-13-1982		
	D7	JP	57-9058			01-18-1982		
	D8	CA	1092761		Amerace Corporation	01-06-1981		
	D9 ·	СН	619 321	A5	Amerace Corporation	09-15-1980		
	D10	GB	2 025 425	Α	Amerace Corporation	01-23-1980		
	D11	GB	1 553 302		Amerace Corporation	09-26-1979		
	D12	JP	52-005426		Japan Synthetic Rubber Co. LTD	08-12-1978		
		-	<u></u>					-

		NON PATENT LITERATURE DOCUMENTS	
Examiner Initials*	Cite No. ¹	Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.) date, page(s), volume-issue number(s), publisher, city and/or country where published.	T ⁶
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